

SENATE BILL 1813

By Campbell

AN ACT to amend Tennessee Code Annotated, Title 39
and Title 40, relative to criminal offenses.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 40-2-101, is amended by deleting subsection (l) and substituting instead:

(l)

(1) Notwithstanding subsections (b), (g), (h), and (i) to the contrary, a person may be prosecuted, tried, and punished at any time after the commission of an offense if:

(A) The offense was one (1) of the following:

- (i) Aggravated rape, as prohibited by § 39-13-502;
- (ii) Rape, as prohibited by § 39-13-503;
- (iii) Aggravated sexual battery, as prohibited by § 39-13-504;
- (iv) Sexual battery, as prohibited by § 39-13-505;
- (v) Promoting prostitution, as prohibited by § 39-13-515;
- (vi) Aggravated prostitution; as prohibited by § 39-13-516;
- (vii) Public indecency, as prohibited by § 39-13-517, when the offense is a felony offense;
- (viii) Promoting travel for prostitution, as prohibited in § 39-13-533;
- (ix) Trafficking for a commercial sex act, as prohibited in § 39-13-309;

(x) Unlawful photographing in violation of privacy, as prohibited in § 39-13-605, when the offense is a felony offense;

(xi) Conspiracy, under § 39-12-103, to commit any of the offenses listed in this subdivision (l)(1)(A);

(xii) Criminal attempt, under § 39-12-101 to commit any of the offenses listed in this subdivision (l)(1)(A);

(xiii) Solicitation, under § 39-12-102 to commit any of the offenses listed in this subdivision (l)(1)(A); and

(xiv) Facilitation, under § 39-11-403, of any the offenses listed in this subdivision (l)(1)(A);

(B) The victim was an adult at the time of the offense;

(C) The victim notifies law enforcement or the office of the district attorney general of the offense within three (3) years of the offense; and

(D)

(i) If the offense is aggravated rape, as prohibited by § 39-13-502, or rape, as prohibited by § 39-13-503, the offense is committed:

(a) On or after July 1, 2014; or

(b) Prior to July 1, 2014, unless prosecution for the offense is barred because the applicable time limitation set out in this section for prosecution of the offense expired prior to July 1, 2014; and

(ii) For any other offense, the offense is committed:

(a) On or after July 1, 2022; or

(b) Prior to July 1, 2022, unless prosecution for the offense is barred because the applicable time limitation set out in this section for prosecution of the offense expired prior to July 1, 2022.

(2) If subdivision (1) does not apply to the specified offenses, prosecution shall be commenced within the times otherwise provided in this section.

SECTION 2. This act takes effect July 1, 2022, the public welfare requiring it.